

U.S. Department of Justice
United States Marshals
Service

Case 1:07-cv-07054-SHS Document 3 Filed 12/10/2007 Page 1 of 3

PROCESS RECEIPT AND RETURN
See Instructions for "Service of Process by the U.S. Marshal"
on the reverse of this form.

| | |
|--|--|
| PLAINTIFF UNITED STATES OF AMERICA | COURT CASE NUMBER 07 Civ. 7054 |
| DEFENDANT \$11,998.75 in U.S. Currency | TYPE OF PROCESS Publication |

| | |
|-----------------|---|
| SERVE AT | NAME OF INDIVIDUAL, COMPANY, CORPORATION, ETC., TO SERVE OR DESCRIPTION OF PROPERTY TO SEIZE OR CONDEMN USMS - SDNY |
| | ADDRESS (Street or RFD, Apartment No., City, State and ZIP Code) 500 Pearl Street, New York, New York 10007 |

| | | | |
|---|---|---|-----------------------------|
| SEND NOTICE OF SERVICE COPY TO REQUESTER AT NAME AND ADDRESS BELOW: MICHAEL J. GARCIA, U.S. ATTORNEY - SDNY UNITED STATES ATTORNEY'S OFFICE SOUTHERN DISTRICT OF NEW YORK ONE SAINT ANDREW'S PLAZA NEW YORK, NY 10007-1703 ATTENTION: Abigail Seda | Number of process to be served with this Form - 285 | Number of parties to be served in this case | Check for service on U.S.A. |
|---|---|---|-----------------------------|

SPECIAL INSTRUCTIONS OR OTHER INFORMATION THAT WILL ASSIST IN EXPEDITING SERVER (Include Business and Alternate Addresses, All Telephone Numbers, and Estimated Times Available For Server):
Fold

Please publish the following notice of publication in a newspaper of general circulation for one week.

CATS # **07-DEA-481282** FSA Paralegal /Abigail Seda, 212-637-2559

| | | | |
|---|---|---|-----------------------|
| Signature of Attorney or other Originator requesting service on behalf of: AUSA RUA KELLY <i>/m</i> | <input checked="" type="checkbox"/> PLAINTIFF <input type="checkbox"/> DEFENDANT | TELEPHONE NUMBER 212-637-2471 | DATE 8/9/07 |
|---|---|---|-----------------------|

SPACE BELOW FOR USE OF U.S. MARSHAL ONLY - DO NOT WRITE BELOW THIS LINE

| | | | | | |
|--|---|-------------------------------------|------------------------------------|---|--|
| I acknowledge receipt for the total number of process indicated. (Sign only first USM 285 if more than one USM 285 is submitted) | Total Process | District of Origin No. 54 | District to Serve No. 54 | Signature of Authorized USMS Deputy or Clerk <i>Sandy M. O.</i> | Date 8/13/07 |
| I hereby certify and return that I <input type="checkbox"/> have personally served, <input type="checkbox"/> have legal evidence of service, <input checked="" type="checkbox"/> have executed as shown in "Remarks", the process described on the individual, company, corporation, etc., at the address shown above or on the individual, company, corporation, etc., shown at the address inserted below. | | | | | |
| <input type="checkbox"/> I hereby certify and return that I am unable to locate the individual, company, corporation, etc., named above (See remarks below) | | | | | |
| Name and title of individual served (if not shown above) | | | | A person of suitable age and discretion then residing in the defendant's usual place of abode. | |
| Address (complete only if different than shown above) | | | | Date of Service 11/30/07 Time am <i>Sandy M. O.</i> Signature of U.S. Marshal or Deputy | |
| Service Fee | Total Mileage Charges (including endeavors) | Forwarding Fee | Total Charges | Advance Deposits | Amount owed to U.S. Marshal/Amount of Refund |

REMARKS: **11/30/07 - Notice was published in the New York Law Journal on October 11, 2007. (copy attached)**

STATE OF NEW YORK

County of New York, s:

U.S. ATTORNEY COPY

USA-22-100-NOTICE OF
CIVIL FORFEITURE
PROCEEDINGS
UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF
NEW YORK — On August 7,
2007, the United States of
America commenced a civil
action demanding forfeiture
thereof under the provisions
of 21 U.S.C. §881(a)(6), as mo-
nies furnished or intended to
be furnished in exchange for
controlled substance, pro-
ceeds traceable to such an ex-
change, and/or moneys used
or intended to be used to fa-
cilitate such an exchange in
violation of the federal nar-
cotics laws, for \$11,998.75 in
United States Currency, 07
Civ. 7054 (JES).

Notice is hereby given that
all persons claiming the same
or knowing or having any-
thing to say why the same
should not be forfeited pursu-
ant to the prayer of said com-
plaint, must file their claim in
accordance with Rule G from
the Supplemental Rules for
Admiralty or Maritime
Claims and Asset Forfeiture
Actions with the Clerk of the
Court, Room 120, United
States Court House, 500 Pearl
Street, New York, New York,
by November 12, 2007, which
is 30 days after the last publi-
cation of this action or within
such additional time as may
be allowed by the Court, and
must serve their answers
within 20 days after the filing
of their claims, or default and
forfeiture will be ordered.
Any person with an interest
in the property may also wish
to file a petition for remission
or mitigation of the forfei-
ture, as provided for in Title
28, Code of Federal regula-
tions, and failure to file such
a petition may affect any
rights that a person claiming
an interest in the property
may have with respect to this
property.

Dated: New York, New
York August, 2007

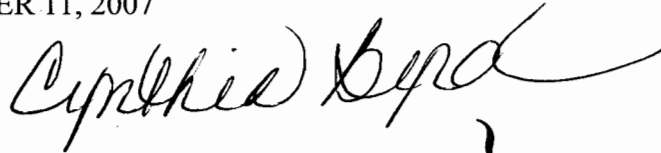
MICHAEL J. GARCIA
U.S. Attorney/SDNY

JOSEPH R. GUCCIONE
U.S. Marshal/SDNY

901734 011-1t

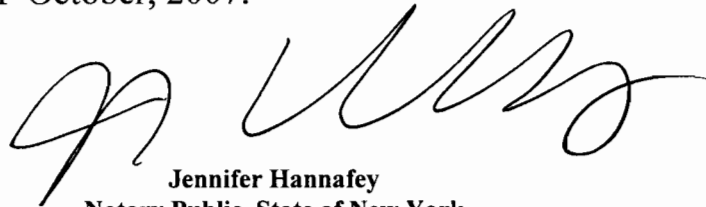
Cynthia Byrd, being duly sworn, says that she is the PRINCIPAL CLERK of the Publisher of the **NEW YORK LAW JOURNAL**, a Daily Newspaper; that the Advertisement hereto annexed has been published in the said **NEW YORK LAW JOURNAL** one time on the 11th day of October, 2007.

TO WIT: OCTOBER 11, 2007



SWORN TO BEFORE ME, this 11th day

Of October, 2007.



Jennifer Hannafey

Notary Public, State of New York

No. 01ha6128042

Qualified in Richmond County

Commission Expires June 09, 2009

10-11-07
5:11 PM
10-11-07

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

UNITED STATES OF AMERICA,

- v -

\$11,998.75 in United States Currency

Defendant-in-rem.

NOTICE OF PUBLICATION
07 Civ. 7054

MICHAEL J. GARCIA
United States Attorney for the
Southern District of New York
Attorney for the United States of America
One St. Andrew's Plaza
New York, New York 10007
(212) 637-2471

RUA KELLY
Assistant United States Attorney
-Of Counsel-